

DENTAL BOARD[650]

Adopted and Filed

Pursuant to the authority of Iowa Code section 147.76, the Dental Board hereby adopts amendments to Chapter 13, "Special Licenses," and Chapter 15, "Fees," Iowa Administrative Code.

The amendments rescind the application fee for a temporary permit for volunteer services and reduce the amount of information required to apply for a permit for volunteer services. These amendments are in response to a petition for rule making filed by the Iowa Dental Association Foundation on October 23, 2012.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 1, 2013, as **ARC 0724C**.

A public hearing was held on June 5, 2013. There were no attendees. No written comments were received concerning the proposed amendments.

One revision was made to the proposed amendments due to the high cost that would be incurred to change the current online application system to accommodate an application for which no fee is charged. The new online system does not allow an application to be submitted if there is no application fee collected. It is estimated that it would cost \$5,000 to have the vendor revise the database/public portal online system to allow for electronic filing for this type of application. Therefore, paragraph 13.3(3)"b" of the adopted amendments does not provide for a volunteer permit application to be filed electronically.

These amendments were approved at the August 1, 2013, quarterly meeting of the Dental Board.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 153.19.

These amendments will become effective on October 9, 2013.

The following amendments are adopted.

ITEM 1. Amend subrule 13.3(3) as follows:

13.3(3) Eligibility for a temporary permit to provide volunteer services.

a. A temporary permit to provide volunteer services is intended for dentists and dental hygienists who will provide volunteer services at a free or nonprofit dental clinic and who will not receive compensation for dental services provided. A temporary permit issued under this subrule shall be valid only at the location specified on the permit, which shall be a free clinic or a dental clinic for a nonprofit organization, as described under Section 501(c)(3) of the Internal Revenue Code.

b. An application for a temporary permit shall be filed on the paper form provided by the board, ~~and must be completely answered, including required credentials and documents. To be eligible for a temporary permit to provide volunteer services, an applicant shall provide all of the following:~~ The application form will collect the name, address, and telephone number of the applicant, the location of the free clinic or dental clinic for a nonprofit organization, and the dates on which the volunteer services will be provided. The application form must be accompanied by each of the following:

(1) ~~The nonrefundable application fee for a temporary permit to provide volunteer services as specified in 650—Chapter 15.~~ A verification of license (or substantially similar document) from the appropriate licensing board of the applicant's home jurisdiction.

(2) A statement:

1. Confirming that the applicant possesses a valid certificate from a nationally recognized course in cardiopulmonary resuscitation (CPR) that included a "hands-on" clinical component;
2. Providing the expiration date of the CPR certificate; and
3. Acknowledging that the CPR certificate will be retained and made available to board office staff as part of routine auditing and monitoring.

(3) A statement disclosing and explaining any pending disciplinary actions, ~~investigations, complaints, malpractice claims, judgments, settlements,~~ or criminal charges against the applicant.

~~(4) Evidence that the applicant holds an active, permanent license in good standing to practice in at least one United States jurisdiction and that no formal disciplinary action is pending or has ever been taken.~~

~~(5) Evidence from the appropriate examining board from each jurisdiction in which the applicant has ever held a license. At least one license must be issued on the basis of clinical examination.~~

~~(6) A request for the temporary permit from those individuals or organizations seeking the applicant's services that establishes, to the board's satisfaction, the justification for the temporary permit, the dates the applicant's services are needed, and the location or locations where those services will be delivered.~~

~~(7)~~ (4) A statement from the applicant seeking the temporary permit that the applicant shall practice only in a free dental clinic or dental clinic for a nonprofit organization and that the applicant shall not receive compensation directly or indirectly for providing dental services.

ITEM 2. Rescind and reserve subrule **15.3(17)**.

[Filed 8/6/13, effective 10/9/13]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/4/13.